FORM PTO-1390 MODIFIED	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER 4161-12
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 10/534,742
INTERNATIONAL APPLICATION NO. PCT/IB2003/005092	INTERNATIONAL FILING DATE 12 November 2003	PRIORITY DATE CLAIMED 13 November 2002

TITLE OF INVENTION
FOOD FLOURS WITH SPECIFIC TECHNOLOGICAL CHARACTERISTICS AND LOW ALLERGENICITY

APPLICANT(S) FOR DO/EO/US
Corrado FOGHER

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.

2. ☒ **This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.**

3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f). The submission must include items (5), (6), (9) and (21) indicated below.

4. ☐ The U.S. has been elected (Article 31).

5. A copy of the International Application as filed (35 U.S.C. 371(c)(2).

    a. ☐ is attached hereto (pages specification, claims & abstract (claims),   sheets drawings).

    b. ☐ has been communicated by the International Bureau.

    c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).

6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(3)

    a. ☐ is attached hereto (pages specification, claims & abstract (claims),   sheets drawings,   page Certificate of Translation).

    b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).

7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)

    a. ☐ are attached hereto (required only if not communicated by the International Bureau).

    b. ☐ have been communicated by the International Bureau.

    c. ☐ have not been made; however, the time limit for making such amendments has **NOT** expired.

    d. ☐ have not been made and will not be made.

8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3).

9. a. ☒ **An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4).**

    b. ☐ Declaration was submitted to the International Bureau during International Phase (see copies of Declaration (page Form PCT/RO/101 and Form PCT/IB/371 and first page of printed publication acknowledging receipt thereof attached).

10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5).

    Items 11 To 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.

12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.

13. a. ☐ A FIRST preliminary amendment.

    b. ☐ A SECOND or SUBSEQUENT preliminary amendment.

14. ☐ An Application Data Sheet under 37 C.F.R. § 1.76.

15. ☐ A substitute specification.

16. ☐ A change of power of attorney and/or address letter.

17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.

18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).

19. ☐ Other items or information.

#959852 v1 - 06/01/05 Submission of Decl.

U.S. APPLICATION NO. (If known, see 3 R. 1.5)	INTERNATIONAL APPLICATION NO.	ATTORNEY'S DOCKET NUMBER
10/534,742	**PCT/IB2003/005092**	**4161-12**

21. ☒ The following fees are submitted:

BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5):

☐	a) Basic national fee ....$300.00 (1631)/$150.00 (2631)	$	
☐	b) Examination Fee...$200.00 (1633)/$100.00 (2633)	$	
☐	c) Search Fee ....$500.00 (1632)/$250.00 (2632)	$	
	TOTAL OF ABOVE CALCULATIONS ....$1000.00/$500.00	$	0.00

☐ Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is **$250** for each additional 50 sheets of paper or fraction thereof.

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round **up** to a whole number		RATE		
0 -100	0	/50 =	0.00	**$0.00** (1681)	$	
				$0.00 (2681)		

Surcharge of **$130.00** (1617)/**$65.00** (2617) for furnishing the oath or declaration later than ☐ 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e). $

CLAIMS	NUMBER FILED		# EXTRA	RATE				
Total Claims	12	minus 20 =	0 X	$50.00 (1615)/	$25.00 (2615)		$	
Independent Claims	2	minus 3 =	0 X	$200.00 (1614)	$100.00 (2614)		$	
MULTIPLE DEPENDENT CLAIMS(S) (if applicable)				$360.00 (1616)/$180.00 (2616)			$	0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s): One Month Extension $120.00 (1251)/$60.00 (2251); Two Month Extensions $450.00 (1252)/$225.00 (2252);Three Month Extensions $1020.00 (1253/$510.00 (2253); Four Month Extensions $1590.00 (1254/$795.00 (2254) $ 0.00

☐ Applicant claims small entity status. See 37 CFR 1.27.

Processing fee of **$130.00** (1618), for furnishing the English Translation later than ☐ 20   ☐ 30 months from the earliest claimed priority date (37 C.F.R. 1.492(f).   +   0.00

TOTAL NATIONAL FEE =	$	0.00

Fee for recording the enclosed assignment (37 C.F.R. 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). **$40.00** (8021) per property   + $ 0.00

Fee for Petition to Revive Unintentionally Abandoned Application;**$1500.00** (1453) / **$750.00** (2453) $ 0.00

TOTAL FEES ENCLOSED =	$	0.00

	Amount to be: refunded	$
	Charged	$

a. ☐ A check in the amount of $0.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. 14-1140 in the amount of $_____ to cover the above fees. A duplicate copy of this form is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A duplicate copy of this form is enclosed.

d. ☐ **CREDIT CARD PAYMENT FORM ATTACHED.**

☒ The entire content of International Application No. **PCT/IB2003/005092** and any U.S. and foreign application(s) corresponding thereto, and   , referred to in this application is/are hereby incorporated by reference in this application.

CORRESPONDENCE ADDRESS
Direct all correspondence to:

☒ **Customer Number:** | 23117 |
Type Customer Number here

Telephone: (703) 816-4000
GRT:ap

Gáry R. Tanigawa
NAME

43,180   June 1, 2005
REGISTRATION NUMBER   Date